

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL MEMORANDUM

SB 523 – HB 1832

March 25, 2009

SUMMARY OF AMENDMENT (005475): Creates testimonial privilege regarding any information obtained solely through participation in a crisis intervention. Testimonial privilege does not apply if the communication indicates the existence of danger to the individual who receives crisis response services or to any other person; indicates the existence of past or child abuse or neglect of the individual, abuse of an adult as defined in Title 71, Chapter 6, or family violence as defined in Title 71, Chapter 6, Part 2; indicates the existence of past or present acts constituting an intentional tort or crime, provided the applicable statute of limitations has not expired; or all parties involved in the crisis intervention expressly waive the privilege and consent to the testimony.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Expenditures – Not Significant

Increase Local Expenditures – Not Significant

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumption applied to amendment:

- Creating this testimonial privilege will not have a significant impact on state or local government.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

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A handwritten signature in black ink, reading "James W. White". The signature is written in a cursive style with a large, stylized "J" and "W".

James W. White, Executive Director

/lsc